



CITY OF UPLAND
"The City of Gracious Living"

MEETING OF THE CITY COUNCIL

Agenda

Bill Velto, Mayor

Carlos A. Garcia, Mayor Pro Tem - District 3

James Breitling, Councilmember - District 2

Shannan Maust, Councilmember - District 1

Rudy Zuniga, Councilmember - District 4

Michael Blay, City Manager

Stephen P. Deitsch, City Attorney

Keri Johnson, City Clerk

Monday, July 24, 2023

Open session begins at 7:00 p.m.

City Council Chamber

City Hall, 460 N. Euclid Avenue

Residents may observe the City Council meetings remotely via [livestream](#) on the City website, Spectrum Cable TV Channel 3, or Frontier Cable TV Channel 26.

1. **CALL TO ORDER AND ROLL CALL**
2. **ADDITIONS-DELETIONS TO AGENDA**
3. **ORAL COMMUNICATIONS**

This is a time for any citizen to comment on item listed on the closed session agenda only. Anyone wishing to address the legislative body is requested to submit a speaker card to the City Clerk at or prior to speaking. The speakers are requested to keep their comments to no more than three (3) minutes. The use of visual aids will be included in the time limit.

CLOSED SESSION BEGINS AT 6:00 p.m.

4. **CLOSED SESSION**
 - a. **CLOSED SESSION CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
(Paragraph (1) of subdivision (d) of California Government Code Section 54956.9)
Case Name: Jeannette Vagnozzi v. City of Upland
San Bernardino County Superior Court of California Case No.CIVSB2122496

5. **INVOCATION**

Reverend Jan Chase, Unity Church of Pomona

6. **PLEDGE OF ALLEGIANCE**

7. **PRESENTATIONS**

Recognition of Light Up the Night Sponsors

8. **CITY ATTORNEY**

9. **ORAL COMMUNICATIONS**

This is a time for any citizen to comment on any item listed or not listed on the agenda. Anyone wishing to address the legislative body is requested to submit a speaker card to the City Clerk at or prior to speaking. The speakers are requested to keep their comments to no more than three (3) minutes. Speakers will be given five (5) minutes during public hearings. The use of visual aids will be included in the time limit. Public comments and questions for the purpose of hearing current matters of concern in our community and to provide citizens a method for the public to hear those concerns in an open venue is encouraged. However, under the provisions of the Brown Act, the City Council is prohibited from discussion of items not listed on the agenda, and therefore, the City Council, City Manager, or City Attorney will take communications under advisement for consideration and appropriate response or discussion at a later time.

Individuals who demonstrate disruptive conduct during City Council meetings that prevent the City Council from conducting its meeting in an orderly manner are guilty of a misdemeanor as stated in PC403, disrupting a public meeting, and are subject to removal from the chamber or arrest.

10. **CONSENT CALENDAR**

All matters listed under the Consent Calendar are considered to be routine and will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the legislative body request specific items be removed from the Consent Calendar for separate action.

Recommended Action:

Approve the Consent Calendar

a. **APPROVAL OF MINUTES**

Recommended Action:

Approve the Regular Meeting Minutes of June 26, 2023. (Staff Person: Keri Johnson)

b. **DESIGNATION OF VOTING DELEGATE FOR THE ANNUAL LEAGUE OF CALIFORNIA CITIES CONFERENCE**

CEQA: Not a Project.

Recommended Action:

Appoint Mayor Velto as the voting delegate, and Mayor Pro Tem Garcia and Councilmember Breitling as alternate voting delegates, to represent the City of Upland at the League of California Cities General Assembly Meeting on September 22, 2023. (Staff Person: Keri Johnson)

c. **CONSIDER A RESOLUTION TERMINATING THE EXISTENCE OF A LOCAL EMERGENCY CAUSED BY THE COVID-19 VIRUS**

CEQA: Not a Project.

Recommended Action:

Adopt a Resolution terminating the existence of a local emergency caused by the Novel Coronavirus (COVID-19). (Staff Person: Keri Johnson)

d. **WARRANT AND PAYROLL REGISTER FOR JUNE 2023**

CEQA: Not a Project.

Recommended Action:

Approve June warrant registers (check numbers 43899-44216) and direct disbursements totaling \$12,095,575.94 and payroll. (Staff Person: Stephen Parker)

- e. CONSIDER APPROVING THE RECLASSIFICATION OF TWO PART-TIME PARK RANGER POSITIONS TO ONE FULL-TIME PARK RANGER POSITION

CEQA: Not a Project

Recommended Action:

Approve the reclassification of two (2) part-time Park Ranger positions to one (1) full-time Park Ranger position and approve a budget adjustment of \$22,291 from fund balance in the General Fund. (Staff Person: Stephen Parker)

- f. TREASURER'S REPORT JUNE 2023

CEQA: Not a Project.

Recommended Action:

Receive and file the June 2023 Treasurer's Report. (Staff Person: Stephen Parker)

- g. CONSIDER ADOPTING RESOLUTIONS TO LEVY AND COLLECT SPECIAL TAXES

CEQA: Not a Project.

Recommended Action:

Adopt a Resolution authorizing the levy of special taxes in: Community Facilities District 2003-1 (Upland 54); Community Facilities District 2003-2 (The Colonies at San Antonio) - Improvement Area No. 1 and Improvement Area No. 2; Community Facilities District 2015-1 (Sycamore Hills) Improvement Area No. 1 and Improvement Area No.2; Community Facilities District 2016-1 (Harvest at Upland) Improvement Area No. 1 and Improvement Area No. 2; Community Facilities District No. 2022-1 (Enclave at Upland); Community Facilities District 2016-2 (Harvest Maintenance); and Community Facilities District 2017-1 (Sycamore Hills Maintenance Services) for Fiscal Year 2023-24. (Staff Person: Stephen Parker)

- h. CONSIDER ADOPTING A RESOLUTION APPROVING A TRANSFER OF FUND BALANCE TO SECTION 115 TRUSTS AND OTHER CITY COUNCIL DESIGNATED ACCOUNTS

CEQA: Not a Project

Recommended Action:

Adopt a Resolution approving a transfer of fund balance to Section 115 Trusts and other City Council designated accounts in conjunction with the General Fund Reserve Policy. (Staff Person: Stephen Parker)

- i. CONSIDER APPROVAL OF BLANKET PURCHASE ORDERS FOR PUBLIC WORKS UTILITIES DIVISION

CEQA: Not a Project

Recommended Action:

Approve various Public Works blanket purchase orders. (Staff Person: Braden Yu)

11. PUBLIC HEARINGS

- a. PUBLIC HEARING TO CONSIDER DELINQUENT WATER, SEWER, AND REFUSE SERVICE CHARGES TO BE COLLECTED ON THE TAX ROLL

CEQA: Not a Project

Recommended Action:

The City Council will conduct a public hearing to consider accepting the report of delinquent water, sewer, and refuse service charges, and authorize the delinquent charges to be placed on the tax roll. (Staff Person: Stephen Parker)

1. Staff Presentation
2. Hold Public Hearing
3. Close Public Hearing
4. Accept the report of delinquent water, sewer, and refuse service charges, and authorize the delinquent charges to be placed on the tax roll

12. COUNCIL COMMITTEE REPORTS

- a. COUNCIL REPORTS ON REGIONAL COMMITTEE MEETING, TRAINING, OR CONFERENCE ATTENDANCE

Councilmembers will provide oral reports on any meetings, trainings, or conferences they attended on behalf of the City. This item is for information only.

- b. PUBLIC WORKS COMMITTEE MEETING, JULY 11, 2023

The Committee Chairperson will report on the meeting. This is an information item only.

13. BUSINESS ITEMS**14. COUNCIL COMMUNICATIONS****15. CITY MANAGER****16. ADJOURNMENT**

The City Council will adjourn in memory of Kenny Sexton, City of Upland employee. The next regularly scheduled City Council meeting is Monday, August 14, 2023.

NOTE: If you challenge the public hearing(s) or the related environmental determinations in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Upland, at, or prior to, the public hearing.

All Agenda items and back-up materials are available for public review at the Upland Public Library, downstairs reference desk at 450 North Euclid Avenue, the City Clerk's Office at 460 North Euclid Avenue and the City website at www.uplandca.gov.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office, 909-931-4120. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102-35.104 ADA Title II]

On July 19, 2023 a true and correct copy of this agenda was posted on the bulletin boards at 450 N. Euclid Avenue (Upland Public Library) and 460 N. Euclid Avenue (Upland City Hall) and the City website at www.uplandca.gov